

E-filed 5/19/06

THOMAS E. FRANKOVICH (State Bar No. 074414)
 JENNIFER L. STENEGER (State Bar No. 202985)
 JULIA M. ADAMS (State Bar No. 230795)
 THOMAS E. FRANKOVICH,
A Professional Law Corporation
 2806 Van Ness Avenue
 San Francisco, CA 94109
 Telephone: 415/674-8600
 Facsimile: 415/674-9900

Attorneys for Plaintiffs JAREK MOLSKI
 and DISABILITY RIGHTS ENFORCEMENT,
 EDUCATION SERVICES

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

JAREK MOLSKI, an individual; and)
 DISABILITY RIGHTS ENFORCEMENT,)
 EDUCATION, SERVICES:HELPING YOU)
 HELP OTHERS, a California public benefit)
 corporation,)

Plaintiffs,)

v.)

A.W. SHUCKS; NANCY L. HOLM, dba)
 A.W. SHUCKS,)

Defendant.)

CASE NO. C04-04646 PVT

**NOTICE OF VOLUNTARY DISMISSAL
 AND [PROPOSED] ORDER THEREON**

Plaintiffs Jarek Molski and Disability Rights Enforcement, Education Services, by and through their counsel notice the dismissal of this action in its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(1). Outside of the terms of the Settlement Agreement and General Release (“Agreement”) herein, each party is to bear its own costs and attorneys’ fees. Plaintiffs further consent to and request that the Court retain jurisdiction over enforcement of the Agreement. *See Kokonen v. Guardian Life Ins. Co.*, 511 U.S. 375 (1994) (empowering the district courts to retain jurisdiction over enforcement of settlement agreements).

///

///

///

By: /s/
Julia M. Adams
Attorneys for Plaintiffs JAREK MOLSKI and
DISABILITY RIGHTS ENFORCEMENT,
EDUCATION SERVICES:HELPING YOU
HELP OTHERS

IT IS HEREBY ORDERED that this matter is dismissed with prejudice pursuant to Fed.R.Civ.P.41(a)(1). IT IS FURTHER ORDERED that the Court shall retain jurisdiction for the purpose of enforcing the parties' Settlement Agreement and General Release should such enforcement be necessary.


Magistrate Judge Patricia V. Trumbull
United States Magistrate Judge

2